

United States District Court

Eastern District of California

UNITED STATES OF AMERICA
v.
MAXIMIANO BARRERA III
(Defendant's Name)

JUDGMENT IN A CRIMINAL CASE

(For **Revocation** of Probation or Supervised Release)
(For Offenses committed on or after November 1, 1987)
Criminal Number: **1:02CR05094-005**

John Garland
Defendant's Attorney

THE DEFENDANT:

- ☒ admitted guilty to violation of charge(s) One, Four, and Five as alleged in the violation petition filed on 06/11/2008.
☒ admitted guilty to violation of charge(s) Two as alleged in the violation petition filed on 07/18/08.
☐ was found in violation of condition(s) of supervision as to charge(s) after denial of guilt, as alleged in the violation petition filed on .

ACCORDINGLY, the court has adjudicated that the defendant is guilty of the following violation(s):

Violation Number	Nature of Violation	Date Violation Occurred
CHARGE ONE	USE OF A CONTROLLED SUBSTANCE	February 4, 2008
CHARGE FOUR	FAILURE TO COMPLY WITH DRUG TESTING	April 24, 2008
CHARGE FIVE	FAILURE TO COMPLY WITH THE CONDITION OF HOME CONFINEMENT	April 24, 2008
CHARGE TWO	FAILURE TO OBEY ALL LAWS	July 8, 2008

The court: ☒ revokes: ☐ modifies: ☐ continues under same conditions of supervision heretofore ordered on 04/14/03.

The defendant is sentenced as provided in pages 2 through 2 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☒ Charge(s) Two and Three in the violation petition filed on 06/11/08 are dismissed. Charge(s) One and Three in the violation petition filed on 7/18/08 are dismissed.

Any previously imposed criminal monetary penalties that remain unpaid shall remain in effect.

IT IS FURTHER ORDERED that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid.

August 15, 2008
Date of Imposition of Sentence

/s/ Lawrence J. O'Neill
Signature of Judicial Officer

LAWRENCE J. O'NEILL, United States District Judge
Name & Title of Judicial Officer

August 26, 2008
Date

CASE NUMBER: 1:02CR05094-005
DEFENDANT: MAXIMIANO BARRERA III

Judgment - Page 2 of 2

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for 10 months as to the Petition filed on 6/11/08 and 10 months as to the Petition filed on 7/18/08, to run concurrent, for a total term of 10 months.

Lompoc, CA

- ☒ The court makes the following recommendations to the Bureau of Prisons:
The Court recommends that the defendant be incarcerated in a California facility, but only insofar as this accords with security classification and space availability.
- ☒ The defendant is remanded to the custody of the United States Marshal.
- ☐ The defendant shall surrender to the United States Marshal for this district.
☐ at ___ on ____.
☐ as notified by the United States Marshal.
- ☐ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:
☐ before _ on ____.
☐ as notified by the United States Marshal.
☐ as notified by the Probation or Pretrial Services Officer.
If no such institution has been designated, to the United States Marshal for this district.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____
at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
Deputy U.S. Marshal